

United States  
7  
Circuit Court of Appeals

For the Ninth Circuit.

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LOGAN BILLINGSLEY and FRED BILL-  
INGSLEY,

Plaintiffs in Error,

VS.

THE UNITED STATES OF AMERICA,

Defendant in Error.

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Transcript of Record.

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Upon Writ of Error to the United States District Court of the  
Western District of Washington, Northern Division.

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Filed

AUG 16 1917

F. D. Monckton,  
Clerk.



United States  
Circuit Court of Appeals  
For the Ninth Circuit.

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[Clerk's Note: When deemed likely to be of an important nature, errors or doubtful matters appearing in the original certified record are printed literally in *italic*; and, likewise, cancelled matter appearing in the original certified record is printed and cancelled herein accordingly. When possible, an omission from the text is indicated by printing in *italic* the two words between which the omission seems to occur.]

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*In the District Court of the United States for the  
Western District of Washington, Northern  
Division.*

No. 3492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY,

Defendants.

**Names and Addresses of Counsel.**

WALTER B. ALLEN, Esq., Attorney for Defend-  
ants and Plaintiffs in Error,

521 Lyon Building, Seattle, Washington.

Messrs. BELL & HODGE, Attorneys for Defendants  
and Plaintiffs in Error,

New York Block, Seattle, Washington.

CLAY ALLEN, Esq., U. S. Attorney for Plaintiff  
and Defendant in Error. [1\*]

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\*Page-number appearing at foot of page of original certified Transcript  
of Record.

*United States District Court, Western District of  
Washington, Northern Division.*

November Term, 1916.

No. 3492.

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

LOGAN BILLINGSLEY, *alias* FRED ADAMS,  
*alias* JOE BUSH, FRED BILLINGSLEY,  
WILLIAM H. PIELOW and WILLIAM  
FRAZIER,

Defendants.

**Indictment.**

The United States of America,  
Western District of Washington,  
Northern Division,—ss.

The grand jurors of the United States of America, duly selected, impaneled, sworn, and charged to inquire within and for the Northern Division of the Western District of Washington, upon their oaths present:

That heretofore, to wit, on the first day of March, A. D. one thousand nine hundred and sixteen, and thereafter during the life of the conspiracy herein alleged, the Pielow Special Delivery and Transfer Co., was a corporation with its principal place of business at Seattle, in King County, in the State of Washington, and William H. Pielow was the President and Manager thereof.



That during all the times herein mentioned said Pielow Special Delivery and Transfer Co. was a common carrier engaged in business as such at said Seattle, and among other things handled, carried, and transferred interstate shipments of freight and merchandise in [2] connection with divers and sundry railway lines and steamship companies doing an interstate common carrier business at Seattle aforesaid in freight and other items of merchandise.

And the said William H. Pielow was then and there during said times an officer, agent and employee of a common carrier.

That heretofore, to wit, on the first day of March, A. D. one thousand nine hundred and sixteen, and thereafter, during the life of the conspiracy hereinafter alleged, the Lloyd Transfer Company was a common carrier engaged in business as such at said Seattle, and among other things handled, carried and transferred interstate shipments of freight and merchandise at said Seattle in connection with divers and sundry railway and steamship lines and companies doing an interstate common carrier business in freight and other items of merchandise. That at divers and sundry times during the existence of the conspiracy hereinafter set forth and alleged, said William Frazier was employed by the said Lloyd Transfer Company as a driver, the particular times being to the grand jurors unknown except as hereinafter more specifically alleged, and so the grand jurors say that said William Frazier was then

and there an employee and agent of a common carrier.

That at divers and sundry times during the existence of the conspiracy herein alleged, a more particular designation of said time not being within the knowledge of the grand jurors except as hereinafter more particularly stated, the said William Frazier and the said [3] Logan Billingsley, *alias* Fred Adams, *alias* Joe Bush, engaged in business as a common carrier at Seattle aforesaid under the name and style of Frazier Transfer Company, a more particular designation thereof, together with the respective interest of each of said conspirators, to wit, William Frazier and Logan Billingsley, *alias* Fred Adams, *alias* Joe Bush, therein, not being within the knowledge of the grand jurors aforesaid, and as such carrier hauled, trucked and transferred interstate shipments of merchandise, the times and particulars thereof being to the grand jurors unknown except as hereinafter more particularly alleged.

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That heretofore, to wit, on the first day of March, A. D. one thousand nine hundred and sixteen, at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, Logan Billingsley, *alias* Fred Adams, *alias* Joe Bush, Fred Billingsley, William Frazier and William H. Pielow, late of said Seattle, did then and there conspire, combine, confederate and agree together and one with another and together and with Edward

P. Baker and Harry C. Hunt, late of San Francisco, California, acting upon their own behalf and as manager and president respectively of the Jesse Moore Hunt Co., a corporation, and together and there divers and sundry other persons to the grand jurors unknown, to commit an offense against the United States, that is to say, to [4] violate Section 238 of the Act of Congress of March 4, 1909, Chapter 321, otherwise known as the Penal Code of the United States, in this, and that it was the purpose, plan and object of the said conspiracy and of the said conspirators, and each of them, that an officer, agent and employee of a common carrier should knowingly deliver and cause to be delivered to a person other than the person to whom spirituous, malt and intoxicating liquors had been consigned, without then and there having a written order of delivery from the true and *bona fide* consignee, the said intoxicating liquor having theretofore been shipped and carried from the State of California, to the state of Washington, and then and there and theretofore consigned to divers persons in Washington and Alaska.

And it was further the purpose and object of the said conspiracy that an officer, agent and employee of a common carrier should knowingly deliver and cause to be delivered, malt, spirituous and intoxicating liquors to divers and sundry fictitious persons in said Washington and Alaska, which had theretofore been shipped and carried from California to Washington, that it to say, that it was the plan and object of the said conspiracy and of said

conspirators, and each of them, that the defendants Frazier and Pielow, as officers, agents and employees of common carriers, as hereinbefore alleged, and while acting in their said capacity, should wilfully, knowingly and feloniously and unlawfully deliver and cause spirituous malt and intoxicating liquors to be delivered to persons other than the true consignee without then and there having [5] a written order of delivery from the *bona fide* consignee, and to deliver spirituous and intoxicating liquors to divers and sundry fictitious persons, and to divers and sundry persons under fictitious names, at said Seattle, which said liquor had theretofore been shipped from California to Washington by the said Jesse Moore Hunt Company, and the said Edward P. Baker and Harry C. Hunt, contrary to the form of the statute in such case made and provided and against the peace and dignity of the United States of America.

And the grand jurors aforesaid, upon their oaths aforesaid do further present: That after the formation of the said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William H. Pielow, at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, did on the eleventh day of July, A. D. one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his possession and custody and into the possession and custody of the Pielow Special Delivery and Transfer Co., of which he was then and there an

officer, agent and employee, a certain quantity of spirituous and intoxicating liquors, to wit, one barrel of whiskey and one cask of whiskey from the Oregon-Washington Railroad & Navigation Co., a railroad corporation, which said whiskey was then and there consigned to the Raymer Pharmacy.

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of the said unlawful conspiracy, the said William Frazier [6] at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, did on the eleventh day of July, A. D., one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his custody and possession a certain shipment of spirituous and intoxicating liquors, to wit, one barrel of whiskey and one cask of whiskey from the Oregon-Washington Railroad & Navigation Co., a railroad corporation, then and there consigned to the Raymer Pharmacy.

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William Frazier at Seattle, in the Northern Division of the Western District of Washington and within the jurisdiction of this court, on the twenty-eighth day of June, A. D., one thousand nine hundred and sixteen, did then and there wilfully, knowingly, unlawfully and feloni-



ously take and receive into his possession and custody two barrels of spirituous and intoxicating liquor, to wit, whiskey from the Oregon-Washington Railroad & Navigation Co., a railway corporation, which said whiskey was then and there consigned to a fictitious consignee, to wit, the Ket Pharmacy, said two barrels of whiskey having theretofore been shipped and transported from the state of California to Seattle in the State of Washington. [7]

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William Frazier, at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, did on the twentieth day of May, A. D. one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his possession and custody, he being then and there an agent and employee of the said Lloyd Transfer Company, a certain quantity of spirituous and intoxicating liquors, to wit, two barrels of whiskey from Wells Fargo & Co., a common carrier.

And the grand jurors aforesaid upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William Frazier, at Seattle, in the Northern Division of the

Western District of Washington, and within the jurisdiction of this court, did on the sixteenth day of June, A. D. one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his possession [8] and custody and into the possession and custody of the Lloyd Transfer Company, of which he was then and there an agent and employee, a certain quantity of spirituous and intoxicating liquors, to wit, three barrels of whiskey from Wells Fargo & Co., a common carrier, which said whiskey was then and there consigned to a fictitious consignee, to wit, the Arket Pharmacy, the same having been shipped from the State of California to Seattle in the State of Washington.

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William H. Pielow, at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, did on the seventeenth day of [9] June, A. D. one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his possession and custody and into the possession and custody of the Pielow Special Delivery and Transfer Co., of which he was then an officer, agent, and employee, a certain quantity of spirituous and intoxicating liquors, to wit, three barrels of whiskey from Wells Fargo & Co., a common carrier, which said whiskey was then and there

consigned to a fictitious consignee, to wit, the Arket Pharmacy, and theretofore had been shipped from the state of California to Seattle in the state of Washington.

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said William H. Pielow, at Seattle, in the Northern Division of the Western District of Washington, and within the jurisdiction of this court, did on the seventeenth day of June, A. D. one thousand nine hundred and sixteen, wilfully, knowingly, feloniously and unlawfully receive and take into his possession and custody and into the possession and custody of the Pielow Special Delivery and Transfer Co., of which he was then an officer, agent, and employee, a certain quantity of spirituous and intoxicating liquors, to wit, three barrels of whiskey from Wells Fargo & Co., a common carrier.

[10]

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said Logan Billingsley, with *alias* aforesaid, on the twelfth day of June, A. D. one thousand nine hundred and sixteen, at Seattle, in the Northern Division of the Western District of Washington and within the jurisdiction of this court, did then and there wilfully, knowingly, feloniously and unlawfully send and cause to be sent a certain telegraphic



message over the lines and telegraph wires of the Western Union Telegraph Company to the Jesse Moore Hunt Company of San Francisco, California, which message was of the following tenor and effect, to wit:

“WESTERN UNION TELEGRAM.

“Jessie Moore Hunt Co.,  
San Francisco.

Ship two barrels Bedford bulk and one barrel bottled by Express tomorrow. Repeat same order Thursday Express. Also ship by rail freight one barrel Bedford bulk every day.

FRED ADAMS.”

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said unlawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said Logan Billingsley, with *alias* aforesaid, on the thirty-first day of August, A. D. one thousand nine hundred and sixteen, at Seattle, in the Northern Division [11] of the Western District of Washington and within the jurisdiction of this court, did then and there wilfully, knowingly, feloniously and unlawfully send and cause to be sent a certain telegraphic message over the lines and telegraph wires of the Western Union Telegraph Company to the Jesse Moore Hunt Company of San Francisco, California, which message was of the following tenor and effect, to wit:

“WESTERN UNION TELEGRAM.

“Jessie Moore Hunt Co.,

San Fran, Cal.

Everything O. K. send following message quickly Pilow Transfer Company Seattle car to John Amber, Alaska, care Lloyd Transfer. Should have gone your care forward same promptly Jessie Moore Hunt.

JOE BUSH.”

And the grand jurors aforesaid, upon their oaths aforesaid, do further present: That after the formation of said lawful conspiracy and in pursuance of and to effect the object of said unlawful conspiracy, the said Logan Billingsley, with *alias* aforesaid, on the twenty-seventh day of June, A. D. one thousand nine hundred and sixteen, at Seattle, in the Northern Division of the Western District of Washington and within the jurisdiction of this court, did then and there wilfully, knowingly, feloniously and unlawfully send and cause to be sent a certain telegraphic message over the lines and telegraph wires of the Western Union Telegraph Company to the Jesse Moore Hunt Company of San Francisco, California, which message was of the following tenor [12] and effect, to wit:

“WESTERN UNION TELEGRAM.

“Mr. Ed Baker,

Jessie Moore Hunt Co.,

San Francisco, Calif.

Cant you change dates and express six at once everything O K for me here now period Start ship-

ping by rail freight at once as follows, two barrels bulk and two barrels bottles every day to Peat Carlson at Juneau, Alaska to be shipped in care of Frazier Transfer at Seattle. Mail bills ladings to me.

FRED ADAMS."

—contrary to the form of the statute in such case made and provided, and against the peace and dignity of the United States of America.

CLAY ALLEN,

United States Attorney.

WINTER S. MARTIN,

Assistant United States Attorney.

[Endorsed]: Indictment for Vio. Sec. 37, P. C., to vio. Sec. 238. A True Bill. Henry S. Volkmar, Foreman Grand Jury. Presented to the Court by the Foreman of the Grand Jury in Open Court in the Presence of the Grand Jury and Filed in the U. S. District Court, Dec. 21, 1916. Frank L. Crosby, Clerk. [13]

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*In the District Court of the United States for the Western District of Washington, Northern Division.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY, FRED BILLINGSLEY  
and WM. H. PIELOW, etc.,

Defendants.

### **Arraignments and Pleas.**

Now on this 10th day of January, 1917, into open court come the defendants Logan Billingsley, Fred Billingsley and Wm. H. Pielow, for arraignment, and each answer their true names are as above, whereupon the reading of the indictment is waived and they each enter a plea of guilty to the charge in the indictment herein against them.

Journal 6, Page 40. [14]

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*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492, No. 3,498, No. 3,499, No. 3,500, No. 3,551.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY et al.,

Defendants.

### **Motion to Withdraw Pleas of Guilty and Enter Pleas of Not Guilty.**

Now, on this 19th day of April, defendants Logan Billingsley, Fred Billingsley and Ora Billingsley appear in court with counsel, Wm. R. Bell, and move to withdraw pleas of guilty heretofore entered, and enter pleas of not guilty, Clarence L. Reams and Clay Allen appearing for the plaintiff. The motion is argued by respective counsel and motion denied by the Court. Exception is granted.

The Government moves for judgment and sentence at this time.

Journal 6, page 147. [15]

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*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY et al.,

Defendants.

**Sentence of Logan Billingsley.**

Comes now on this 19th day of April, 1917, the said defendant Logan Billingsley into open court for sentence, and being informed by the Court of the indictment herein against him and of his conviction of record herein, he is asked whether he has any legal cause to show why sentence should not be passed and judgment had against him, he nothing says save as he before hath said.

WHEREFORE, by reason of the law and the premises, it is considered, ordered and adjudged by the Court that the defendant is guilty of the crime of violation Sec. 37, P. C., to violate sec. 238, and that he be punished by being imprisoned in the United States Penitentiary at McNeil Island, Pierce County, Washington, or in such other place as may be hereafter provided for the imprisonment of of-



fenders against the laws of the United States, for the term of thirteen months, to run concurrently with sentences in Nos. 3,500 and 3,551, at hard labor, from and after this date. And the said defendant is now hereby ordered into the custody of the United States Marshal to carry this sentence into execution.

Judgment and Decree Book No. 2, page 158. [16]

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*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY et al.,

Defendants.

**Sentence of Fred Billingsley.**

Comes now on this 19th day of April, 1917, the said defendant Fred Billingsley, into open court for sentence, and being informed by the Court of the indictment herein against him and of his conviction of record herein, he is asked whether he has any legal cause to show why sentence should not be passed and judgment had against him, he nothing says save as he before hath said.

WHEREFORE, by reason of the law and the premises, it is considered, ordered and adjudged by the Court that the defendant Fred Billingsley is guilty of violation sec. 37, P. C., to violate sec. 238,

and that he be punished by being imprisoned in the Whatcom County Jail at the County Farm, or in such other place as may be hereafter provided for the imprisonment of offenders against the laws of the United States, for the term of six months, to run concurrently with sentence in No. 3,551, from and after this date. And the said defendant is now hereby ordered into the custody of the United States Marshal to carry this sentence into execution.

Judgment and Decree Book No. 2, page 158. [17]

---

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY, FRED BILLINGSLEY  
and ORA BILLINGSLEY,

Defendants.

**Petition for Writ of Error—Logan Billingsley.**

To the Hon. JEREMIAH NETERER, Judge of the  
Above-entitled Court:

The above-named defendant, Logan Billingsley, respectfully petitions that a writ of error may be issued wherein and whereby the order and judgment of this Court made and entered herein on the 19th day of April, 1917, denying the motion of the said defendant to be permitted to withdraw his plea of

guilty to the indictment herein, and to substitute therefor a plea of not guilty, was denied and thereafter sentence was pronounced against the said defendant upon motion of the District Attorney for this district made upon said day, may be reviewed by the Circuit Court of Appeals of the United States for the Ninth Circuit, and also petition this Court that in the said order allowing said writ of error to issue it be further provided that the judgment and sentence above mentioned be superseded and stayed, and that the said defendant be admitted to bail pending the disposition of the said writ of error by the said Circuit Court of Appeals of the Ninth Circuit.

Respectfully submitted this, the 12th day of May, 1917.

WALTER B. ALLEN,  
Attorney for Defendant.

[Endorsed]: Petition. Filed in the U. S. District Court, Western District of Washington, Northern Division. May 12, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [18]

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*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY, FRED BILLINGSLEY  
and ORA BILLINGSLEY,

Defendants.



**Petition for Writ of Error—Fred Billingsley.**

To the Hon. JEREMIAH NETERER, Judge of the  
Above-entitled Court:

The above-named defendant, Fred Billingsley, respectfully petitions that a writ of error may be issued wherein and whereby the order and judgment of this Court made and entered herein on the 19th day of April, 1917, denying the motion of the said defendant to be permitted to withdraw his plea of guilty to the indictment herein, and to substitute therefor a plea of not guilty, was denied and thereafter sentence was pronounced against the said defendant upon motion of the District Attorney for this district made upon said day, may be reviewed by the Circuit Court of Appeals of the United States for the Ninth Circuit, and also petition this Court that in the said order allowing said writ of error to issue it be further provided that the judgment and sentence above mentioned be superseded and stayed, and that the said defendant be admitted to bail pending the disposition of the said writ of error by the said Circuit Court of Appeals of the Ninth Circuit.

Respectfully submitted this, the 2d day of May, 1917.

WALTER B. ALLEN,  
Attorney for Defendant.

[Endorsed]: Petition. Filed in the U. S. District Court, Western District of Washington, Northern Division. May 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [19]

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY et al.,

Defendants.

**Assignment of Errors—Logan Billingsley.**

Comes now the above-named defendant, Logan Billingsley, and files the following assignment of errors upon which he will rely in the prosecution of the writ of error in the above-entitled cause;

I.

That the United States District Court for the Western District of Washington, Northern Division, erred in denying the defendant the right to withdraw his plea of guilty.

II.

That the United States District Court in and for the Western District of Washington, Northern Division, erred in refusing to permit the said defendant to withdraw his plea of guilty and to substitute a plea of not guilty.

III.

That the said Court erred in passing the sentence upon the said defendant.

IV.

That the said Court erred in holding that the indictment herein states facts sufficient to constitute an offense under the laws of the United States.

Wherefore the said defendant and plaintiff in error prays that the judgment of the said Court be reversed, and such directions be given that the alleged errors may be corrected and [20] law and justice done in the matter.

WALTER B. ALLEN,  
Attorney for the Defendant and Plaintiff in Error.

[Endorsed]: Assignment of Error. Filed in the U. S. District Court, Western District of Washington, Northern Division. May 12, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [21]

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*In the District Court of the United States for the  
Western District of Washington, Northern Division.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY et al.,

Defendants.

**Assignment of Errors—Fred Billingsley.**

Comes now the above-named defendant, Fred Billingsley, and files the following assignment of errors upon which he will rely in the prosecution of the writ

of error in the above-entitled cause:

I.

That the United States District Court for the Western District of Washington, Northern Division, erred in denying the defendant the right to withdraw his plea of guilty.

II.

That the United States District Court in and for the Western District of Washington, Northern Division, erred in refusing to permit the said defendant to withdraw his plea of guilty and to substitute a plea of not guilty.

III.

That the said Court erred in passing the sentence upon the said defendant.

IV.

That the said Court erred in holding that the indictment herein states facts sufficient to constitute an offense under the laws of the United States.

Wherefore the said defendant and plaintiff in error prays that the judgment of the said Court be reversed, and such directions be given that the alleged errors may be corrected and [22] law and justice done in the matter.

WALTER B. ALLEN,  
Attorney for the Defendant and Plaintiff in  
Error.

[Endorsed]: Assignment of Error. Filed in the U. S. District Court, Western District of Washington, Northern Division. May 7, 1917: Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [23]

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY, FRED BILLINGSLEY,  
et al.,

Defendants.

**Order for Writ of Error—Logan Billingsley.**

This the 10th day of May, 1917, came the defendant, Logan Billingsley, by his attorneys and filed herein and presented to the Court his petition praying for the allowance of a writ of error intended to be urged by him, praying also that a transcript of the records and proceedings and papers upon which the judgment herein was rendered, duly authenticated, may be sent to the United States Court of Appeals for the Ninth Circuit, and that such other and further proceedings may be had as may be proper in the premises.

On consideration whereof the Court does allow the writ of error and the same shall act as a supersedeas staying the execution of the sentence imposed herein until the hearing by said Circuit Court of Appeals thereof.

JEREMIAH NETERER,  
United States District Judge.

[Endorsed]: Order for Writ of Error. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 12, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [24]

---

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY, FRED BILLINGSLEY  
and ORA BILLINGSLEY,

Defendants.

**Order for Writ of Error—Fred Billingsley.**

This, the — day of —, 1917, came the defendant Fred Billingsley by his attorney and filed herein, and presented to the Court his petition praying for the allowance of a writ of error intended to be urged by him, praying also that a transcript of the records and proceedings and papers upon which the judgment herein was rendered, duly authenticated, may be sent to the United States Circuit Court of Appeals for the Ninth Circuit, and that such other and further proceedings may be had as may be proper in the premises.

On consideration whereof the Court does allow the writ of error and the same shall act as a supersedeas, staying the execution of the sentence imposed herein



until the determination of his appeal receipt of the remittitur by Circuit Court of Appeals.

And it is further ordered that the said defendant, Fred Billingsley, be released from custody pending the said appeals, upon his filing a good and sufficient bond approved by this Court, in the sum of \$2,500.

And it further appearing to the Court that the sentence of the said defendant, Fred Billingsley, ran concurrent with the similar sentence in cause No. 3,551, and a writ of error has issued upon behalf of the said defendant also in said cause, it is ordered that the said bond of \$2,500 shall be conditioned for his appearance in each of said cases and shall be filed by the clerk in each of said cases.

JEREMIAH NETERER,

Judge. [25]

[Endorsed]: Order for Writ of Error. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [26]

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*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY,

Defendants.

No. 3,500.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY,

Defendants.

No. 3,551.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY,

Defendants.

**Bail Bond.**

KNOW ALL MEN BY THESE PRESENTS:  
That we, Logan Billingsley and Fred Billingsley, as principals, and Rollin Sanford and E. J. Whitty, as sureties, are held and firmly bound unto the United States of America in the full and just sum of Seven Thousand (\$7,000) Dollars, payment whereof well and truly to be made we bind ourselves and each of us, our heirs, executors and assigns, jointly and severally firmly by these presents.

The condition of the above obligation is such that whereas, in the above-entitled causes in which the United States of America, is plaintiff, and Logan Billingsley and Fred Billingsley, are defendants, a writ of error has been issued to the Circuit Court of



Appeals for the Ninth Circuit, from the judgment entered in each of said causes and an order has been entered in each of said [27] causes fixing the amount of the bail bond for the release of the said Logan Billingsley and Fred Billingsley, upon bail pending the determination of said writs of error by said Appellate Court in the sum of Seven Thousand (\$7,000) Dollars, and the said order is further conditioned that the said bond shall be a joint and several bond and shall serve as a single bond for each of the above causes of action, but in no case shall the sureties hereon be liable in all of the three causes herein taken jointly, in excess of said Seven Thousand (\$7,000) Dollars.

Now, therefore, if the said Logan Billingsley and Fred Billingsley, as principal obligors, shall each and both appear and surrender himself, and themselves, in said above-entitled court, and from time to time thereafter as he or they or either of them may be required to answer any further proceedings, and they and each of them shall obey and perform any judgment or order which may be had or rendered therein in either of the said cases above mentioned, and they and each of them shall abide by and perform any judgment or order which may be rendered in the said United States Circuit Court of Appeals for the Ninth Circuit, and shall not depart from the said district without leave thereof, then this obligation shall be null and void; otherwise of full force and effect.

In witness whereof we have set our hands and

seals this, the 10th day of May, 1917.

LOGAN BILLINGSLEY,

FRED BILLINGSLEY.

ROLLIN SANFORD.

E. J. WHITTY.

O. K.—ALLEN, U. S. Atty.

JEREMIAH NETERER, Judge.

State of Washington,

County of King,—ss.

Rollin Sanford and E. J. Whitty, being first duly sworn, each for himself and not one for the other, on oath deposes and says: That he is a citizen of the United States [28] over the age of twenty-one years, and a resident of King County, Washington; that he is not an attorney, counselor at law, sheriff or other officer of any court; that he is worth in his own separate property within the State of Washington, over and above all his just debts and liabilities, exclusive of property from sale on execution, the sum of Seven Thousand Dollars.

ROLAND SANFORD.

E. J. WHITTY.

Subscribed and sworn to before me this 10th day of May, 1917.

[Seal]

R. W. GARDNER,

Notary Public in and for the State of Washington,  
Residing at Seattle.

[Endorsed]: Bail Bond. Filed in the U. S. District Court, Western District of Washington, Northern Division. May 10, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [29]

*In the United States Circuit Court of Appeals for  
the Ninth Circuit.*

No. 3,492.

LOGAN BILLINGSLEY et al.,  
Plaintiffs in Error,  
vs.

UNITED STATES OF AMERICA,  
Defendant in Error.

**Order Extending Time to July 15, 1917, to File  
Record—Logan Billingsley.**

This matter coming on for hearing upon petition of the plaintiff in error, Logan Billingsley, for an order extending the return time until July the 15th;

It is hereby ordered that the return day upon said Writ of Error be, and the same hereby is extended up to and including the 15th day of July, 1917.

Done in open court this 7th day of June, 1917.

JEREMIAH NETERER,  
Judge.

[Endorsed]: Order. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. June 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [30]

*In the United States Circuit Court of Appeals for  
the Ninth Circuit.*

No. 3,492.

LOGAN BILLINGSLEY et al.,  
Plaintiffs in Error,  
vs.

UNITED STATES OF AMERICA,  
Defendant in Error.

**Order Extending Time to July 15, 1917, to File  
Record—Fred Billingsley.**

This matter coming on for hearing upon petition of the plaintiff in error, Fred Billingsley, for an order extending the return time until July the 15th,

It is hereby ordered that the return day upon said Writ of Error be, and the same hereby is extended up to and including the 15th day of July, 1917.

Done in open court this 7th day of June, 1917.

JEREMIAH NETERER,  
Judge.

[Endorsed]: Order. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. June 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [31]

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY et al.,

Defendants.

**Order Extending Time to August 1, 1917, to File  
Record.**

Upon motion of the defendants herein it appearing to the Court that good cause exists therefor:

It is hereby ordered that the return day in the above-numbered cause upon the Writ of Error be, and the same hereby is extended up to and including the 1st day of August, 1917.

JEREMIAH NETERER,

Judge.

Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. July 12, 1917.  
Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.

*United States Circuit Court of Appeals for the  
Ninth Circuit.*

No. 3492.

**Writ of Error—Logan Billingsley (Copy).**

United States of America,  
Ninth Judicial District.

The President of the United States of America, to  
the Honorable Judge of the District Court of  
the United States for the Western District of  
Washington, Northern Division, GREETING:

Because in the record and proceedings, as also in  
the rendition of the judgment of a plea which was  
made and entered in the said District Court before  
you between the United States of America, as plain-  
tiff, and Logan Billingsley, as defendant, being No.  
3492 of the records of the said District Court in and  
for the Western District of Washington, Northern  
Division, it is concluded a manifest error it is alleged  
hath happened to the great damage of the said Logan  
Billingsley, as defendant, as by his complaint ap-  
pears, we, being willing that error, if any hath been,  
should be duly corrected and full and complete jus-  
tice done to the parties aforesaid in this behalf, do  
command you, if judgment be therein given, that  
then under your seal, distinctly and openly, you send  
the records and proceedings aforesaid, with all mat-  
ters concerning the same, to the United States Cir-  
cuit Court of Appeals for the Ninth Circuit, together  
with this writ, so that you have the same at Seattle



in said Circuit within thirty days from the date hereof, the said Circuit Court of Appeals to be then and there held, that the records and proceedings aforesaid being inspected, the said Circuit Court of Appeals may cause further to be done therein to correct that error, what of right, and according to the laws and customs of the United States should be done.

[Seal]

JEREMIAH NETERER,  
District Judge. [33]

[Endorsed]: Writ of Error. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 12, 1917. Frank L. Crosby Clerk. By Ed M. Lakin, Deputy. [34]

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*United States Circuit Court of Appeals for the  
Ninth Circuit.*

No. 3492.

**Writ of Error—Fred Billingsley.**

United States of America,  
Ninth Judicial District.

The President of the United States of America, to  
the Honorable Judge of the District Court of  
the United States for the Western District of  
Washington, Northern Division, GREETING:

Because in the record and proceedings, as also in  
the rendition of the judgment of a plea which was  
made and entered in the said District Court before  
you, between the United States of America, as plain-  
tiff, and Fred Billingsley, as defendant, being No.

3492 of the records of the said District Court in and for the Western District of Washington, Northern Division, a manifest error, it is alleged, hath happened to the great damage of the said Fred Billingsley as defendant, as by his complaint appears, we being willing that error, if any hath been, should be duly corrected and full and complete justice done to the parties aforesaid in this behalf, do command you, if judgment be therein given, that then under your seal, distinctly and openly, you send the records and proceedings aforesaid, with all matters concerning the same, to the United States Circuit Court of Appeals for the Ninth Circuit, together with this writ, so that you have the same at Seattle in said Circuit within thirty days from the date hereof, the said Circuit Court of Appeals to be then and there held, that the records and proceedings aforesaid being inspected, the said Circuit Court of Appeals may cause further to be done therein to correct that error, what of right, and according to the laws and customs of the United States should be done.

[Seal]

JEREMIAH NETERER,

District Judge.

We hereby acknowledge receipt of a copy and service of the within Writ of Error this 7th day of May, 1917.

CLAY ALLEN,

Attorney for Defendant in Error. [35]

[Endorsed]: Writ of Error. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [36]



*In the Circuit Court of Appeals of the United States  
for the Ninth Circuit.*

No. 3,492.

**Citation—Logan Billingsley.**

To the United States of America and to the Hon.

CLAY ALLEN, District Attorney for the Western District of Washington, Northern Division, GREETING:

You are hereby cited and admonished to be and appear at a session of the United States Circuit Court of Appeals for the Ninth Circuit, to be held in the city of Seattle, in said Circuit, on the First day of the September Term, 1917, next, pursuant to a writ of error filed in the Clerk's office of the District Court of the United States for the Western District of Washington, Northern Division, wherein Logan Billingsley is plaintiff in error and you are the defendant in error, to show cause, if any there be, why the judgment rendered against the plaintiff in error, as in said writ of error mentioned, should not be corrected, and why speedy justice should not be done to the parties in that behalf.

[Seal]

JEREMIAH NETERER,  
United States District Judge.

[Endorsed]: Citation. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 12, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [37]

*In the Circuit Court of Appeals of the United States  
for the Ninth Circuit.*

No. 3,492.

**Citation—Fred Billingsley.**

To the United States of America and to the Hon.

CLAY ALLEN, District Attorney for the Western District of Washington, Northern Division, GREETING:

You are hereby cited and admonished to be and appear at a session of the United States Circuit Court of Appeals for the Ninth Circuit, to be held in the city of Seattle, in said Circuit, on the First day of the September Term, 1917, next, pursuant to a writ of error filed in the Clerk's office of the District Court of the United States for the Western District of Washington, Northern Division, wherein Fred Billingsley is plaintiff in error and you are the defendant in error, to show cause, if any there be, why the judgment rendered against the plaintiff in error, as in said writ of error mentioned, should not be corrected, and why speedy justice should not be done to the parties in that behalf.

[Seal]

JEREMIAH NETERER,  
United States District Judge.

[Endorsed]: Citation. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy. [38]

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY,

Defendant,

**Praeipie for Transcript of Record.**

To the Clerk of the Above-entitled Court:

You will please prepare record on Writ of Error consisting of Indictment; Plea; Motion to Change Plea and Denial; Sentence; Petition for Writ of Error; Assignment of Errors; Order for Writ; Writ of Error; Citation; Bond; Order Extending Time of Return.

W. B. ALLEN.

Filed in the U. S. District Court, July 12, 1917.  
Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.

I waive the provisions of the Act approved February 13, 1911, and direct that you forward type-written transcript to the Circuit Court of Appeals for printing as provided under Rule 105 of this Court.

WM. R. BELL,

Attorney for Defendants. [39]

*In the District Court of the United States for the  
Western District of Washington, Northern Di-  
vision.*

No. 3,492.

UNITED STATES OF AMERICA,

Plaintiff,

vs.

LOGAN BILLINGSLEY and FRED BILLINGS-  
LEY,

Defendants.

**Clerk's Certificate to Transcript of Record, etc.**

United States of America,

Western District of Washington,—ss.

I, Frank L. Crosby, Clerk of the United States District Court, for the Western District of Washington, do hereby certify that the foregoing 39 pages numbered from 1 to 39, inclusive, to be a full, true, correct and complete copy of so much of the record, papers and other proceedings in the above and foregoing entitled cause, as are necessary to the hearing of said cause on Writ of Error therein in the United States Circuit Court of Appeals for the Ninth Circuit, and as is stipulated for by counsel of record herein, as the same remain of record and on file in the office of the Clerk of said District Court, and that the same constitute the record on return to said Writ of Error herein from the judgment of said United States District Court for the Western District of Washington to the United

States Circuit Court of Appeals for the Ninth Circuit.

I, further certify the following to be a full, true and correct statement of all expenses, costs, fees and charges incurred and paid in my office by or on behalf of the Plaintiffs in Error for making record, certificate or return to the United States Circuit Court of Appeals for the Ninth Circuit in the above-entitled cause, to wit: [40]

Clerk's fee (Sec. 828 R. S. U. S.) for making record, certificate or return, 66 folios at 15c .....	9.90
Certificate of Clerk to transcript of record, 4 folios at 15c .....	.60
Seal to said Certificate .....	.20
Total,	\$ 10.70

I hereby certify that the above cost for preparing and certifying record amounting to \$10.70 has been paid to me by Walter B. Allen, Esq., Attorney for Plaintiffs in Error.

I further certify that I hereto attach and herewith transmit the original Writ of Error and original Citation issued in this cause.

IN WITNESS WHEREOF I have hereto set my hand and affixed the seal of said District Court, at Seattle, in said District, this 25th day of July, 1917.

[Seal]

FRANK L. CROSBY,  
Clerk U. S. District Court.

By Leeta D. Manning,  
Deputy. [41]

*United States Circuit Court of Appeals for the  
Ninth Circuit.*

3,492.

**Writ of Error—Logan Billingsley (Original).**

United States of America,  
Ninth Judicial District.

The President of the United States of America, to  
the Honorable Judge of the District Court of  
the United States for the Western District of  
Washington, Northern Division, GREETING:

Because in the record and proceedings, as also in  
the rendition of the judgment of a plea which was  
made and entered in the said District Court before  
you, between the United States of America, as plain-  
tiff, and Logan Billingsley, as defendant, being No.  
3492 of the records of the said District Court in  
and for the Western District of Washington, North-  
ern Division, it is contended a manifest error it is  
alleged hath happened to the great damage of the  
said Logan Billingsley, as defendant, as by his com-  
plaint appears, we, being willing that error, if any  
hath been, should be duly corrected and full and  
complete justice done to the parties aforesaid in this  
behalf, do command you, if judgment be therein  
given, that then under your seal, distinctly and  
openly, you send the records and proceedings afore-  
said, with all matters concerning the same, to the  
United States Circuit Court of Appeals for the  
Ninth Circuit, together with this writ, so that you  
have the same at Seattle in said Circuit within



thirty days from the date hereof, the said Circuit Court of Appeals to be then and there held, that the records and proceedings aforesaid being inspected, the said Circuit Court of Appeals may cause further to be done therein to correct that error, what of right, and according to the laws and customs of the United States should be done.

[Seal]

JEREMIAH NETERER,

District Judge. [42]

[Endorsed]: Original. No. 3492. In the Superior Court of the State of Washington for the County of King. United States of America, Plaintiff, vs. Logan Billingsley et al., Defendants. Writ of Error. Filed in the U. S. District Court Western Dist. of Washington, Northern Division, May 12, 1917. Frank L. Crosby, Clerk. By Ed. M. Lakin, Deputy. [43]

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*United States Circuit Court of Appeals for the Ninth Circuit.*

3,492.

**Writ of Error—Fred Billingsley (Original).**

United States of America,

Ninth Judicial District.

The President of the United States of America, to  
the Honorable Judge of the District Court of  
the United States for the Western District of  
Washington, Northern Division, GREETING:

Because in the record and proceedings, as also in  
the rendition of the judgment of a plea which was

made and entered in the said District Court before you, between the United States of America, as plaintiff, and Fred Billingsley, as defendant, being No. 3,492 of the records of the said District Court in and for the Western District of Washington, Northern Division, a manifest error, it is alleged, hath happened to the great damage of the said Fred Billingsley as defendant, as by his complaint appears, we being willing that error, if any hath been, should be duly corrected and full and complete justice done to the parties aforesaid in this behalf, do command you, if judgment be therein given, that then under your seal, distinctly and openly, you send the records and proceedings aforesaid, with all matters concerning the same, to the United States Circuit Court of Appeals for the Ninth Circuit, together with this writ, so that you have the same at Seattle in said Circuit within thirty days from the date hereof, the said Circuit Court of Appeals to be then and there held, that the records and proceedings aforesaid being inspected, the said Circuit Court of Appeals may cause further to be done therein to correct that error, what of right, and according to the laws and customs of the United States should be done.

[Seal]

JEREMIAH NETERER,  
District Judge. [44]

[Endorsed]: Original. No. 3492. In the Superior Court of the State of Washington for the County of King. United States of America, Plaintiff, vs. Logan Billingsley et al., Defendants. Writ

of Error. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division, May 7, 1917. Frank L. Crosby, Clerk. By Ed. M. Lakin, Deputy.

We hereby acknowledge receipt of a copy and service of the within Writ of Error this 7 day of May, 1917.

CLAY ALLEN,  
Attorney for Dft. in Error. [45]

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*The Circuit Court of Appeals of the United States,  
for the Ninth Circuit.*

**Citation—Logan Billingsley (Original).**

To the United States of America and to the Hon.

CLAY ALLEN, District Attorney for the Western District of Washington, Northern Division,  
**GREETING:**

You are hereby cited and admonished to be and appear at a session of the United States Circuit Court of Appeals for the Ninth Circuit, to be held in the City of Seattle, in said Circuit, on the first day of the Sept. Term, 1917, next, pursuant to a writ of error filed in the Clerk's Office of the District Court of the United States for the Western District of Washington, Northern Division, wherein Logan Billingsley is plaintiff in error and you are the defendant in error, to show cause, if any there be, why the judgment rendered against the plaintiff in error, as in said writ of error mentioned, should not be corrected, and why speedy justice should not be

done to the parties in that behalf.

[Seal]

JEREMIAH NETERER,

United States District Judge. [46]

[Endorsed]: Original. No. 3492. In the Superior Court of the State of Washington for the County of King. United States of America, Plaintiff, vs. Logan Billingsley et al., Defendants. Citation. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 12, 1917. Frank L. Crosby, Clerk. By Ed. Lakin, Deputy. [47]

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*The Circuit Court of Appeals of the United States  
for the Ninth Circuit.*

3492.

**Citation—Fred Billingsley (Original).**

To the United States of America and to the Hon.

CLAY ALLEN, District Attorney for the  
Western District of Washington, Northern  
Division, GREETING:

You are hereby cited and admonished to be and appear at a session of the United States Circuit Court of Appeals for the Ninth Circuit, to be held in the City of Seattle, Washington, in said Circuit, on the 1st day of September, 1917, next, pursuant to a writ of error filed in the Clerk's office of the District Court of the United States for the Western District of Washington, Northern Division, wherein Fred Billingsley is plaintiff in error, and you are the defendant in error, to show cause, if any there be,

why the judgment rendered against the plaintiffs in error, as in said writ of error mentioned, should not be corrected, and why speedy justice should not be done to the parties in that behalf.

[Seal] JEREMIAH NETERER,  
United States District Judge. [48]

[Endorsed]: No. 3492. Original. In the Superior Court of the State of Washington, for the County of King. United States of America, Plaintiff, vs. Logan Billingsley et al., Defendants. Citation. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. May 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.

We hereby acknowledge receipt of a copy and service of the within Citation this 7 day of May, 1917.

CLAY ALLEN,  
Attorney for Dft. in Error. [49]

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[Endorsed]: No. 3022. United States Circuit Court of Appeals for the Ninth Circuit. Logan Billingsley and Fred Billingsley, Plaintiffs in Error, vs. The United States of America, Defendant in Error. Transcript of Record. Upon Writ of Error to the United States District Court of the Western District of Washington, Northern Division. Filed July 28, 1917.

F. D. MONCKTON,  
Clerk of the United States Circuit Court of Appeals  
for the Ninth Circuit.

By Paul P. O'Brien,  
Deputy Clerk.



*United States District Court, Western District of  
Washington, Northern Division.*

No. 3492.

UNITED STATES OF AMERICA,  
Plaintiff,

vs.

LOGAN BILLINGSLEY et al.,  
Defendants.

**Order Extending Return Day to and Including  
August 1, 1917 (Original).**

Upon motion of the defendants herein it appearing to the Court that good cause exists therefor,—

IT IS HEREBY ORDERED that the return day in the above-numbered causes upon the writ of error be, and the same hereby is extended up to and including the first day of August, 1917.

JEREMIAH NETERER,  
Judge.

[Endorsed]: No. 3492. United States District Court, Western District of Washington, Northern Division. United States of America, Plaintiff, vs. Logan Billingsley et al., Defendants. Order. Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. Jul. 12, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.



*In the United States Circuit Court of Appeals for  
the Ninth Circuit.*

No. 3492.

LOGAN BILLINGSLEY et al.,

Plaintiffs in Error,

vs.

UNITED STATES OF AMERICA,

Defendant in Error,

**Order Extending Return Day to and Including July  
15, 1917—Fred Billingsley (Original).**

This matter coming on for hearing upon petition of the plaintiff in error, Fred Billingsley, for an order extending the return time until July the 15th,—

IT IS HEREBY ORDERED that the return day upon said Writ of Error be, and the same hereby is extended up to and including the 15th of July, 1917.

Done in open court this 7th day of June, 1917.

JEREMIAH NETERER,

Judge.

[Endorsed]: Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. Jun. 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.

*In the United States Circuit Court of Appeals for  
the Ninth Circuit.*

No. 3492.

LOGAN BILLINGSLEY et al.,

Plaintiffs in Error,

vs.

UNITED STATES OF AMERICA,

Defendant in Error.

**Order Extending Return Day to and Including July  
15, 1917—Logan Billingsley (Original).**

This matter coming on for hearing upon petition of the plaintiff in error, Logan Billingsley, for an order extending the return time until July the 15th,

IT IS HEREBY ORDERED that the return day upon said Writ of Error be, and the same hereby is extended up to and including the 15th of July, 1917.

Done in open court this 7th day of June, 1917.

JEREMIAH NETERER,

Judge.

[Endorsed]: Filed in the U. S. District Court, Western Dist. of Washington, Northern Division. Jun. 7, 1917. Frank L. Crosby, Clerk. By Ed M. Lakin, Deputy.

No. 3022. United States Circuit Court of Appeals for the Ninth Circuit. Three Orders Under Rule 16 Enlarging Time to July 15, 1917, to File Record Thereof and to Docket Case. Filed Jul. 28, 1917. F. D. Monckton, Clerk.